Reply to
Attn of: CACFP-682

Subject: Statutorily Mandated Changes to the Child and Adult Care Food Program (CACFP) In Effect Through Guidance

To: STATE AGENCY DIRECTORS – Colorado DPHE, Iowa, Kansas, Missouri DH, Montana DPHHS, Nebraska, North Dakota, South Dakota, Utah and Wyoming
(Special Nutrition Programs)

This information was originally sent by Mary Nielsen via e:mail on August 5, 2002. We have taken the original table provided to you and replaced information in the “Guidance and When Issued” column with the memorandums issued via our CACFP numbering system.

Please note we are reinstating a memorandum that was previously rescinded. The memorandum is CACFP-472, dated August 13, 1996. It was a dual number memorandum with SFSP-291 and was rescinded due to the policy being published in the Regulations for the Summer Food Service Program. A copy of this reinstated memorandum is attached.

Please let us know if you have any further questions.

[Signature]
Sharon M. Baltes
for DARLENE SANCHEZ
Regional Director
Special Nutrition Programs

Attachments
## Statutorily Mandated Changes to CACFP in Effect Through Guidance

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Reply to CACFP-472
Attn. of: SFSP -291

Subject: Welfare Reform Advisory Memo: Limitations on Reimbursement for Meals Served in the Child and Adult Care Food Program (CACFP) and the Summer Food Service Program (SFSP)

To: STATE AGENCY DIRECTORS -Colorado ED, Colorado DPHE, Iowa, Kansas, Missouri DH, Montana OPI, Montana DPHHS, Nebraska ED, North Dakota, South Dakota, Utah, Wyoming ED, Wyoming DHSS
(Child Nutrition Programs)

As you know, the House and Senate recently passed the final version of H.R. 3734, the Personal Responsibility and Work Opportunity Reconciliation Act of 1996. President Clinton has announced his intention to sign the bill when he receives it from Congress.

Once the bill is enacted (i.e., once the President signs it into law), it will amend a number of provisions in the National School Lunch Act (NSLA) and the Child Nutrition Act. This memorandum addresses provisions which reduce the number of reimbursable meals that can be claimed by camps and migrant sites in the SFSP and child care centers in the CACFP. These provisions will have the most immediate administrative and financial impact on State Agencies, institutions, and facilities which administer the SFSP and CACFP, because they will be in effect upon the day of enactment. It is important that you immediately share this information with institutions participating in either Program in your State. Other memoranda addressing implementation issues related to H.R. 3734 will be forthcoming after it is signed.

REIMBURSEMENT OF MEALS AT CAMPS AND MIGRANT SITES IN SFSP

Section 706(c) of H.R. 3734 amends Section 13(b)(2) of the NSLA to reduce the number of reimbursable meals for SFSP camps and for food service sites which serve meals primarily to migrant children. Prior to the enactment of this provision, camps and migrant sites could receive Federal reimbursement for breakfast, lunch, snack and supper each day of operation with the approval of the State administering agency.

H.R. 3734 reduces the number of meals that SFSP sponsors of these sites may claim from four meals to either three meals or two meals and one snack. Therefore, a SFSP camp or migrant site may not claim snacks for reimbursement on days that they claim breakfast, lunch, and a supper. Alternately, these SFSP sites may not claim reimbursement for a third meal (i.e., breakfast, lunch, or supper) on days that they claim a snack.

SFSP portion rescinded due to Regulation publication
REIMBURSEMENT OF MEALS IN CHILD CARE CENTERS IN CACFP

Section 708(d) of H.R. 3734 amends Section 17(f)(2)(B) of the NSLA to reduce the maximum number of meals which may be claimed for reimbursement by child care centers participating in CACFP. Prior to the enactment of this provision, child care centers could claim for Federal reimbursement a daily maximum of three meals (breakfast, lunch, and supper) and one snack or two meals and two snacks to each child that was documented to be in the center's care for eight or more hours.

H.R. 3734 reduces the number of meals that CACFP centers may claim for reimbursement to a maximum of two meals and one snack, regardless of the length of time a child is in attendance. Therefore, child care centers may not claim reimbursement for a third meal under any circumstances. We plan to continue to follow our current policy of also allowing centers to claim for Federal reimbursement either two meals and one snack or two snacks and one meal for each enrolled child in attendance.

As stated above, please share this information with SFSP sponsors and child care institutions immediately. SAs must ensure that, once H.R. 3734 is enacted into law, SFSP and CACFP institutions no longer claim reimbursement for a fourth meal service in either Program.

If you would like further guidance or have additional questions related to this matter, please contact our office at (303) 844-0359.

[Signature]
Ann C. Degroat
Regional Director
Child Nutrition Programs